

March 13, 2014

SENSITIVE

Office of the General Counsel
Federal Elections Commission
999 E. Street NW
Washington, D.C. 20463

MUR # 6799

RECEIVED
FEDERAL ELECTION
COMMISSION
SECRETARIAT

2014 MAR 21

Re: Complaint against Frank Scaturro for Congress (C00465054), Treasurer John F. Craven & Mr. Frank Scaturro

Dear Acting General Counsel:

This correspondence constitutes a formal complaint filed with the Federal Election Commission ("FEC") pursuant to 11 CFR 110. It involves Frank Scaturro for Congress (C00465054), Mr. Frank Scaturro and Committee Treasurer John F. Craven.

Based upon information and belief, set forth below and in the attached materials, I am filing this complaint seeking an immediate investigation by the Federal Election Commission ("FEC" or "Commission") into Frank Scaturro for Congress (C00465054), Mr. Frank Scaturro and Committee Treasurer John F. Craven for blatant disregard for federal law and the requirement that political committees must include a "clear and conspicuous" disclaimer on all public communications.

LEGAL ANALYSIS

The attached fundraising solicitation (Exhibit "A") expressly advocates for the election of Frank Scaturro to Congress. As such, it is required to contain a disclaimer identifying the sponsor of the communication, and whether it was authorized by any candidate or candidate's committee. Indeed, the FEC regulation contains an entire section specifically dedicated to the disclaimer requirements for printed materials. 11 C.F.R. § 110.11(b)

Similarly, FEC publications, such as the Commission's *Special Notice on Political Ads and Solicitations*, clearly note that the "FEC recommends placing disclaimer notices on all campaign materials."

The bulk electronic e-mail invitation includes no disclaimer. (enclosed - Exhibit "A") No FEC-required disclaimer exists on either the image of the fundraising solicitation or on the bottom of the campaign's mass e-mail which I believe to have been sent to more than the 500 individuals threshold to comply with this regulation.

Frank Scaturro for Congress, Committee Treasurer John F. Craven and Mr. Frank Scaturro have violated federal law.

CONCLUSION

Frank Scaturro for Congress (C00465054), Mr. Frank Scaturro and Committee Treasurer John F. Craven are well aware that their third attempt at a Congressional bid without any demonstrable local support needs as much financial assistance as possible. *The New York Post* recently chronicled this fact in an article also noting that the Frank Scaturro for Congress Committee is currently reporting to the FEC that is \$283,630.46 in debt. (enclosed - Exhibit "B")

Both Mr. Scaturro and his federal campaign committee are desperate to seek funds and any support, and so they simply opted to ignore federal law, and not identify themselves.

Accordingly, I respectfully request that the Federal Election Commission conduct a thorough investigation on an expedited basis into the violations outlined above and enter into a prompt conciliation with the respondents to remedy the violations that are found and to ensure that these violations immediately cease and do not reoccur.

The above is correct and accurate to the best of my knowledge, information, and belief.

COMPLAINANT VERIFICATION

I, AVI Z. FERTIG, am a registered voter in New York's 4th Congressional District and reside at Woodmere, NY 11598. I hereby verify and affirm that the statements made in the attached Complaint are, upon my belief, true.

AVI Z. FERTIG

ACKNOWLEDGEMENT

STATE OF NEW YORK)

SS.:

COUNTY OF NASSAU)

On the 13th day of March in the year 2014 before me, the undersigned, personally appeared AVI Z. FERTIG, personally known to me or proved to me on the basis of satisfactory evidence to be the individual whose name is subscribed to the within instrument and acknowledged to me that he executed the same in his capacity, and that by his signature on the instrument, the individual executed the instrument.

This having been signed and sworn to me on the 13th day of March in the year 2014:

DATE:

March 13, 2014

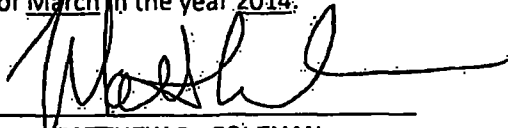
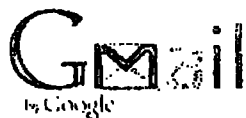

MATTHEW R. COLEMAN
Notary Public, State of New York
No. 01CO6202263
Qualified in Nassau County
My term expires on March 16, 2017

EXHIBIT "A"



(no subject)

1 message

Wed, Mar 12, 2014 at 11:52 AM

From: kathieforscaturro@gmail.com

To:

Sent: 3/7/2014 4:53:27 P.M. Eastern Daylight Time

Subj: Invitation: March 19th Spring Gala Fundraiser for Frank Scaturro

You are cordially invited to our Spring gala fundraiser for

Frank Scaturro

Republican & Conservative Candidate for the 4th

Congressional District of New York

Spring into Action

Help send Frank Scaturro to Congress

Join us the night before Spring begins
for an evening of food, fun & lively conversation.
The weather will probably still be cold, but the
2014 Congressional race will definitely be heating up!

12 Watkins St. Lynbrook, NY 11563

Wednesday, March 19
6 to 10 pm

Frank SCATURRO
FOR CONGRESS

Guests: \$100 - Host Committee: \$250

Kindly RSVP by March 16th to at 516-732-1080 or KathieforScaturro@gmail.com

Kathie Dito

3/12/2014

Gmail - (no subject)

<http://www.frankscurro.com/>

Frank Scaturro for Congress · 515 Herricks Rd, Suite 4, New Hyde Park, NY 11040, United States

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EXHIBIT "B"



RICHARD JOHNSON

Frank Scaturro struggles to win voters

By Richard Johnson

February 24, 2014 | 9:03pm



Congressional candidate Frank Scaturro

Photo: ZumaPress.com

Frank Scaturro doesn't know when to quit.

Although the Republican leadership has coalesced behind Bruce Blakeman for the 4th Congressional District on Long Island, Scaturro persists in his hopeless quest for the seat, just as he did two years ago, and four years ago.

Scaturro had a fund-raiser on Sunday night — a performance of "The Little Flower," Tony Lo Bianco's one-man show about Fiorello H. La Guardia — and it was a disaster. So few tickets sold (for \$175, or \$300 per couple), Scaturro was giving them away, but still only filled a third of the seats at the DiCapo Opera Theatre.

"He has no shot, no political or communications operation," said one GOPer. In fact, FEC reports show the ex-Capitol Hill staffer is \$283,630.46 in debt ... mostly to himself.

Blakeman, who was formerly married to Nancy Shevell — now Mrs. Paul McCartney — has a good chance of gaining Carolyn McCarthy's seat.

"If Scaturro continues his Quixotic primary campaign, it will only hurt the Republican candidate," said my source. "He's just a distraction."

Scaturro did not return calls for comment before press time.

FILED UNDER **FRANK SCATURRO, LONG ISLAND**



FEC FORM 3

REPORT OF RECEIPTS AND DISBURSEMENTS

For An Authorized Committee

FILING FEC-905661

1. FRANK SCATURRO FOR CONGRESS

515 HERRICKS ROAD
SUITE 4
NEW HYDE PARK, New York 11040

State is New York in District: 4

2. FEC Committee ID #: C00465054

3. This report is NOT an AMENDMENT

4. Report Type = YEAR-END

Filed 01/31/2014

SUMMARY PAGE

DETAILED SUMMARY PAGE

Schedule A Filings (ITEMIZED RECEIPTS)

Schedule B Filings (ITEMIZED DISBURSEMENTS)

Schedule C Filings (LOAN INFORMATION)

Schedule D Filings (DEBTS AND OBLIGATIONS)

(End FEC FORM 3)

SUMMARY PAGE

Of Receipts And Disbursements

5. Covering Period 10/01/2013 Through 12/31/2013

	Column A This Period	Column B Election Cycle-To-Date
6. Net Contributions (other than loans)		
(a) Total Contributions (other than loans)	79123.00	80883.00
(b) Total Contribution Refunds	0.00	0.00
(c) Net Contributions (6(a) - 6(b))	79123.00	80883.00
7. Net Operating Expenditures		
(a) Total Operating Expenditures	6606.03	27487.23
(b) Total Offsets to Operating Expenditures	1819.12	1925.67
(c) Net Operating Expenditures	4786.91	25561.56
8. Cash on Hand at Close of Reporting Period	113868.11	
9. Debts and Obligations Owed TO the Committee	0.00	
Itemize all on SCHEDULE C or SCHEDULE D		
10. Debts and Obligations Owed BY the Committee	283630.46	
Itemize all on SCHEDULE C or SCHEDULE D		

Treasurer: John F. Craven

Date Signed: 01/31/2014

(End Summary Page, FEC FORM 3)

DETAILED SUMMARY PAGE

Of Receipts And Disbursements

	Column A This Period	Column B Election Cycle-To-Date	Column C Post-Election
I. RECEIPTS			
11. Contributions (other than loans) From:			
(a) Individuals/Persons Other than Political Committees			

(i) Itemized	65664.00		
(ii) Unitemized	12459.00		
(iii) Total Of Contributions From Individuals	78123.00	79483.00	0.00
(b) Political Party Committees	0.00	0.00	0.00
(c) Other Political Committees (such as PACS)	1000.00	1400.00	0.00
(d) The Candidate	0.00	0.00	0.00
(e) Total Contributions (11(a)(iii) + (b) + (c))	79123.00	80883.00	0.00
12. Transfers From Other Authorized Committees	0.00	0.00	0.00
13. Loans			
(a) Made Or Guaranteed By The Candidate	39000.00	40000.00	0.00
(b) All Other Loans	0.00	0.00	0.00
(c) Total Loans ((a) + (b))	39000.00	40000.00	0.00
14. Offsets to Operating Expenditures (Refunds, Rebates, etc)	1819.12	1925.67	0.00
15. Other Receipts	0.00	0.00	0.00
16. Total Receipts (11(e) + 12 + 13(c) + 14 + 15)	119942.12	122808.67	0.00
II. DISBURSEMENTS			
17. Operating Expenditures	6606.03	27487.23	0.00
18. Transfers to Other Authorized Committees	0.00	0.00	0.00
19. Loan Repayments:			
(a) Of Loans Made or Guaranteed by the Candidate	0.00	0.00	0.00
(b) Of All Other Loans	0.00	0.00	0.00
(c) Total Loan Repayments ((a) + (b))	0.00	0.00	0.00
20. Refunds of Contributions To:			
(a) Individuals/Persons Other Than Political Committees	0.00	0.00	0.00
(b) Political Party Committees	0.00	0.00	0.00
(c) Other Political Committees (such as PACs)	0.00	0.00	0.00
(d) Total Contribution Refunds (28(a) + (b) + (c))	0.00	0.00	0.00
21. Other Disbursements	0.00	0.00	0.00
22. Total Disbursements (17 + 18 + 19(c) + 20(d) + 21)	6606.03	27487.23	0.00
III. CASH SUMMARY			
23. Cash On Hand At Beginning Of Reporting Period	532.02		
24. Total Receipts This Period (line 16)	119942.12	122808.67	0.00
25. Subtotal (23 + 24)	120474.14		
26. Total Disbursements This Period (line 22)	6606.03	27487.23	0.00
27. Cash On Hand At Close Of The Reporting Period (25 - 26)	113868.11		

(End Detailed Summary Page, FEC FORM 3)



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